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WELLS FARGO BANK, N.A.  
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12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14 DONALD HUNTINGTON, an  
individual,

15 Plaintiff,

16 v.

17 WELLS FARGO BANK, N.A., a  
18 National Association and DOES 1-100,  
19 INCLUSIVE,

20 Defendants.  
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Case No. 18-cv-03865-YGR

**STIPULATION TO STAY  
LITIGATION; [PROPOSED]  
ORDER THEREON**

Judge: Hon. Yvonne Gonzalez Rogers

Complaint Filed: May 23, 2018

1           The parties hereto, Plaintiff Donald Huntington (“Plaintiff”) and  
2 Defendant Wells Fargo Bank, N.A. (“Defendant”), through their attorneys of record,  
3 hereby stipulate as follows:  
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5           WHEREAS, this Court previously granted Defendant’s motion for  
6 extension of time to file its answer (ECF No. 9, 13), as well as the parties’ Stipulation  
7 to Stay Litigation, which vacated the Case Management Conference and withdrew,  
8 without prejudice, Defendant’s pending Motion to Dismiss (ECF No. 24, 25);  
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10           WHEREAS, the Court referred this case to ADR for Assessment  
11 Telephone Conference (*see* ECF No. 18, 19, 20);  
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13           WHEREAS, the parties thereafter engaged in two ADR Phone  
14 Conferences with the Director of ADR Services, Mr. Howard Herman, where they  
15 discussed various options to potentially resolve their disputes (*see* ECF No. 23);  
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17           WHEREAS, on September 18, 2018, Plaintiff and Defendant  
18 participated in a third telephonic ADR Phone Conference with Mr. Herman (*see* ECF  
19 No. 26), where they made substantial progress toward resolution and the parties now  
20 believe that further settlement discussions between counsel for the parties will likely  
21 lead to a resolution without the need for further litigation in this case;  
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23           WHEREAS, the Court has scheduled a further ADR Phone Conference  
24 for October 2, 2018 for the parties to report on their progress (ECF No. 27); and  
25

26           WHEREAS, the parties believe that a short stay of this litigation  
27 pursuant to Local Rules 6-2 and 7-12, for a period of fourteen (14) days to October 4,  
28 2018, will allow them to focus on settlement efforts and will serve the interests of

1 justice in potentially saving both the Court, and the parties, time and resources;

2  
3 THEREFORE, Plaintiff and Defendant hereby request that the Court grant  
4 this stipulation and stay the instant litigation, including:

- 5  
6 • Compliance Hearing: Taking off-calendar and/or continuing the Court's  
7 compliance hearing to October 12, 2018, which is currently scheduled for  
8 September 28, 2018, and all related deadlines.

9  
10 IT IS SO STIPULATED.

11  
12 RA & ASSOCIATES, APC

13  
14 By s/ Malalai Anbari

15 Dated: September 21, 2018

MALALAI ANBARI  
Attorneys for Plaintiff  
DONALD HUNTINGTON

17 SHEPPARD MULLIN RICHTER & HAMPTON LLP

18  
19 By s/ Mark G. Rackers

20 Dated: September 21, 2018

MARK G. RACKERS  
Attorneys for Defendant  
WELLS FARGO BANK, N.A.

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**ATTESTATION**

I, Mark G. Rackers, am the ECF user whose ID and password are being used to file this STIPULATION TO STAY LITIGATION and hereby attest that all of the signatories have concurred in the filing of this document.

By s/ Mark G. Rackers  
MARK G. RACKERS

**PURSUANT TO STIPULATION, IT IS SO ORDERED**

Dated:

Hon. Yvonne Gonzalez Rogers

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STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

On September 21, 2018, I served true copies of the following document(s) described as

on the interested parties in this action as follows:

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	any.moskovian@raandassociates.com

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Pamela Parker

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Pamela Parker